

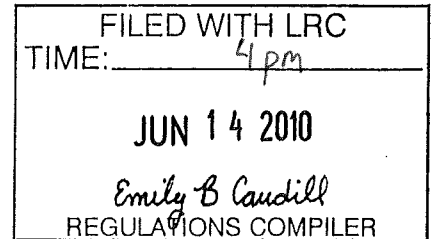
## **301 KAR 1:201**

### **Recreational fishing limits**

This administrative regulation establishes size limits, daily creel limits, and possession limits for sport fish that may be taken from Kentucky waters.

### **Significant Changes**

This amendment restricts harvest of flathead catfish in AJ Jolly Lake, establishes an aggregate catfish harvest limit in Taylorsville Lake of 15 fish, only one of which may be longer than 25 inches, limits the daily harvest of brook trout in the Lake Cumberland tailwater to one fish longer than 15 inches, moves the boundary of Elkhorn Creek from the confluence of the creek and Kentucky River to the first shoal 3,400 feet upstream of the confluence, and identifies Fish-In-The-Neighborhood (FINS) lakes to establish daily harvest limits for catfish, trout, sunfish and largemouth bass.



1 TOURISM, ARTS AND HERITAGE CABINET

2 Kentucky Department of Fish and Wildlife Resources

3 (Amendment)

4 301 KAR 1:201. Recreational fishing limits.

5 RELATES TO: KRS 150.010, 150.170, 150.175, 150.340, 150.990

6 STATUTORY AUTHORITY: KRS 150.025(1), ~~[150.025,]~~ 150.470

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 150.025 authorizes the department to

8 promulgate administrative regulations to establish seasons for the taking of fish and wildlife and

9 to regulate bag or creel limits. ~~[protect fish species from overharvest, allocate their harvest,~~

10 ~~maintain ecological balance and improve fishing.]~~ KRS 150.470 authorizes the department to

11 promulgate creel and size limits for fish. ~~[EO 2008-516, effective June 16, 2008, reorganizes and~~

12 ~~renames the Commerce Cabinet as the Tourism, Arts and Heritage Cabinet.]~~ This administrative

13 regulation establishes fish size limits, daily creel ~~[catch]~~ limits, and ~~[field]~~ possession limits for

14 fishing.

15 Section 1. Definitions. (1) "Artificial bait" means a lure or fly made of wood, metal, plastic,

16 feathers, preserved pork rind, or a similar inert material.

17 (2) "Chumming" means placing substances in the water for the purpose of attracting fish to a

18 particular area.

19 (3) "Cull" means to release a previously caught ~~[live]~~ fish that an angler has kept as a part of a

20 daily creel limit and replace it with another fish of the same species.

21 (4) "Daily creel limit" means the maximum number of a particular species or group of species a

1 person may legally take in one (1) calendar day while fishing.

2 (5) "Daylight hours" are defined by KRS 150.010(6).

3 (6) "Lake" means impounded waters from the dam upstream to the first riffle on the main stem  
4 river and tributary streams.

5 (7) "Possession limit" means the maximum number of unprocessed fish a person may hold after  
6 two (2) or more days of fishing.

7 (8) "Processed fish" means a fish that has been gutted and head removed.

8 (9) "Recreational fishing" means the act of taking or attempting to take for personal use, and not  
9 for sale, any freshwater fish species by traditional fishing methods, including a line that is held in  
10 the hand or is attached to a rod that is held in the hand or closely attended, and to which one or  
11 more hooks are attached.

12 (10) "Release" means to return a fish to the water from which it was taken immediately after  
13 removing the hook.

14 (11) "Single hook" means a hook with no more than one (1) point.

15 (12) "Size limit" means the minimum legal length of a fish that is measured by laying the fish  
16 flat on a ruler with the mouth closed and tail lobes squeezed together.

17 (13) "Slot limit" means a minimum and maximum size limit that requires a fish of that size range  
18 to be released.

19 (14) "Unprocessed fish" means the whole fish prior to being processed.

20 Section 2. Statewide Size Limits, Daily Creel Limits, and Possession Limits. (1) A [Except as  
21 established in Section 4 of this administrative regulation or by 301 KAR 1:180, a] person fishing  
22 in public or private waters shall observe the following daily creel limits and size limits, except as  
23 specified in Section 3 of this administrative regulation or by 301 KAR 1:180. [limits. The

~~possession limit shall be two (2) times the daily creel limit unless otherwise specified in Section 4 of this administrative regulation.]~~

(a) Black bass: daily creel limit, six (6).

1. Largemouth bass and smallmouth bass: size limit, twelve (12) inches.

2. Kentucky bass and Coosa bass: no size limit.

(b) Rock bass: daily creel limit, fifteen (15).

(c) Sauger, walleye, and their hybrids: daily creel limit, singly or in combination, six (6); size limit, walleye and their hybrids, fifteen (15) inches; no size limit for sauger.

(d) Muskellunge: daily creel limit, one (1); size limit, thirty (30) inches.

(e) Chain pickerel: daily creel limit, five (5); no size limit.

(f) White bass and hybrid striped bass singly or in combination: daily creel limit, fifteen (15); size limit, no more than five (5) fish in a daily creel limit or ten (10) fish in a possession limit shall be fifteen (15) inches or longer.

(g) Striped bass: daily creel limit, five (5); size limit, fifteen (15) inches.

(h) Crappie: daily creel limit, thirty (30); no size limit.

(i) Rainbow trout and brown trout, singly or in combination: daily limit, eight (8), no more than three (3) of which shall be brown trout; no size limit on rainbow trout; twelve (12) inch size limit on brown trout.

(j) Redear sunfish: daily creel limit, twenty (20); no size limit.

(k) Yellow bass: daily creel limit, thirty (30); no size limit.

(2) The possession limit shall be two (2) times the daily creel limit, except as specified in Section 3 of this administrative regulation.

(3) A person shall release grass carp caught from a lake owned or managed by the department.

1    ~~(4)~~ [(3)] A person shall release lake sturgeon.

2    ~~(5)~~ [(4)] A person shall release fish:

3    (a) Below the minimum size limits established by this administrative regulation;

4    (b) Within a protected slot limit established by this administrative regulation; and ~~[or]~~

5    (c) Of a particular species ~~[species,]~~ if a person already possesses the daily creel limit for that  
6    species ~~[established by this administrative regulation]~~.

7    ~~(6)~~ [(5)] A person shall not possess more than one (1) daily creel limit of processed or  
8    unprocessed fish while:

9    ~~(a)~~ Fishing;

10   ~~(b)~~ On the shoreline; or

11   ~~(c)~~ On the water.

12   ~~(7)~~ ~~[while fishing, on the shoreline, or while on the water except that:~~

13   ~~(a)]~~ Fishing tournament organizers and their representatives, excluding ~~[the]~~ tournament anglers,  
14   may possess more than ~~[have over]~~ the daily creel limit of tournament caught fish:

15   ~~(a)~~ ~~[1.]~~ At the weigh-in site;

16   ~~(b)~~ ~~[2.]~~ At the release site; or

17   ~~(c)~~ ~~[3.]~~ When transporting live fish from a remote weigh-in site back to the water body of origin  
18   for release.

19   ~~(8)~~ ~~[(b)]~~ Fishing tournament organizers and their representatives, excluding the tournament  
20   anglers, may possess more than ~~[have over]~~ the daily creel limit of unprocessed tournament  
21   caught fish that expired at the sites specified in subsection 7 of this section for subsequent  
22   ~~[established in paragraph (a) of this subsection for]~~ disposal by one (1) of the following methods:

23   ~~(a)~~ ~~[1.]~~ Bagged, sealed, and placed in a garbage dump;

- 1 (b) [2.] Given to a charity for the purposes of human consumption; or
- 2 (c) [3.] Transferred to a conservation officer or [tø] another agent of the department.
- 3 (9) A person shall not remove the head or tail of any fish for which a size limit or daily creel
- 4 limit exists;
- 5 (a) While fishing;
- 6 (b) On the shoreline; or
- 7 (c) While on the water.
- 8 (10) [(6) Any part of the head or tail of a fish with a size or daily creel limit shall not be removed
- 9 while fishing, on the shoreline, or while on the water.
- 10 (7)] A person may [who wishes to] possess sport fish below the size limit or beyond the
- 11 possession limit if the person [shall]:
- 12 (a) Obtains [Obtain] the fish from a licensed fish propagator or other legal source; and
- 13 (b) Retains [Retain] a receipt or other written proof that the fish were legally acquired.
- 14 (11) A person shall release all caught trout unless the [(8) All trout shall be released unless a]
- 15 person:
- 16 (a) Has a valid trout permit;
- 17 (b) Is exempted from trout permit requirements pursuant to [by] KRS 150.170(3); or
- 18 (c) Is fishing in a licensed pay lake stocked with trout by the lake operator.
- 19 (12) [operator.
- 20 (9)] A person fishing in an artificial bait-only area shall not attach any of the following items to
- 21 the artificial bait:
- 22 (a) An insect;
- 23 (b) Minnow;

1 (c) Fish egg;

2 (d) A worm;

3 (e) Corn;

4 (f) Cheese;

5 (g) Cut bait; or

6 (h) A similar [~~Similar~~] organic bait substance including dough bait and [~~bait,~~] putty or paste-type  
7 bait designed to attract fish by taste or smell.

8 (13) The fishing season shall be open year round.

9 Section 3. [~~Fishing Season. The fishing season shall be open year round.~~

10 ~~Section 4.] Exceptions to Statewide Administrative Regulations. All [A person fishing in the~~  
11 ~~waters listed in this section shall observe the following special requirements. Except as specified~~  
12 ~~in this section, all]~~ other provisions of this administrative regulation shall apply to the bodies of  
13 water listed in this section, with the following exceptions: [these bodies of water.]

14 (1) AJ Jolly Lake. A person shall release all flathead catfish.

15 (2) Bad Branch, Letcher County. A person shall only fish [~~not fish except~~] with artificial bait  
16 with a single hook.

17 (3) [(2)] Barkley Lake.

18 (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

19 (b) Crappie: size limit, ten (10) inches; daily creel limit, twenty (20).

20 (c) Sauger: size limit, fourteen (14) inches.

21 (4) Barren River Lake.

22 (a) Crappie: size limit, nine (9) inches.

23 (b) Largemouth and smallmouth bass: size limit, fifteen (15) inches, except that a person may

- 1 keep one (1) bass under fifteen (15) inches within a daily creel limit.
- 2 (c) Barren River Lake shall extend up:
- 3 1. Barren River to the Highway 100 bridge;
- 4 2. Long Creek to the Highway 100 bridge;
- 5 3. Beaver Creek to the Highway 1297 bridge;
- 6 4. Skaggs Creek to the Mathews Mill Road bridge; and
- 7 5. Peter Creek to the Peter Creek Road bridge.
- 8 ~~(5) [(3) (a) Barren River to the Highway 100 bridge;~~
- 9 ~~(b) Long Creek to the Highway 100 bridge;~~
- 10 ~~(c) Beaver Creek to the Highway 1297 bridge;~~
- 11 ~~(d) Skaggs Creek to the Mathews Mill Road bridge; and~~
- 12 ~~(e) Peter Creek to the Peter Creek Road bridge;~~
- 13 ~~1. Crappie: size limit, nine (9) inches.~~
- 14 ~~2. Largemouth bass and smallmouth bass: size limit, fifteen (15) inches except that the daily~~
- 15 ~~creel limit may contain one (1) bass under fifteen (15) inches.~~
- 16 ~~(4)] Beaver Lake, Anderson County.~~
- 17 (a) Largemouth bass: size limit, fifteen (15) inches.
- 18 (b) Channel catfish: size limit, twelve (12) inches.
- 19 (c) A person shall not possess shad or use shad for bait.
- 20 ~~(6) [(5)] Bert Combs Lake, Clay County. A person shall not possess shad or use shad for bait.~~
- 21 ~~(7) [(6)] Beshears Lake, Caldwell County. Channel catfish: size limit, twelve (12) inches.~~
- 22 ~~(8) [(7)] Boltz Lake, Grant County.~~
- 23 (a) A person shall not possess shad or use shad for bait.



- 1 (b) Channel catfish: size limit, twelve (12) inches.
- 2 (9) ~~[(8)]~~ Briggs Lake, Logan County. A person shall not possess shad or use shad for bait.
- 3 (10) ~~[(9)]~~ Buckhorn Lake.
- 4 (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.
- 5 (b) Muskellunge: size limit, thirty-six (36) inches.
- 6 (c) Crappie size limit, nine (9) inches.
- 7 (11) ~~[(10)]~~ Bullock Pen Lake, Grant County. Channel catfish: size limit, twelve (12) inches.
- 8 (12) ~~[(11)]~~ Carnico Lake, Nicholas County. Largemouth bass: size limit, fifteen (15) inches.
- 9 (13) ~~[(12)]~~ Carpenter Lake, Daviess County. A person shall not possess shad or use shad for bait.
- 10 (14) ~~[(13)]~~ Carr Creek Lake.
- 11 (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.
- 12 (b) Crappie: size limit, nine (9) inches.
- 13 (15) ~~[(14)]~~ Carter Caves State Park Lake, Carter County.
- 14 (a) Fishing shall be during daylight hours only.
- 15 (b) Largemouth bass: no size limit.
- 16 (c) A person shall not possess shad or use shad for bait.
- 17 (16) ~~[(15)]~~ Cave Run Lake.
- 18 (a) Largemouth bass: slot limit - a person shall release fish between thirteen (13) and sixteen (16)
- 19 inches.
- 20 (b) Smallmouth bass: size limit, eighteen (18) inches.
- 21 (c) Muskellunge: size limit, thirty-six (36) inches.
- 22 (17) ~~[(16)]~~ Cedar Creek Lake, Lincoln County.
- 23 (a) Largemouth bass: size limit, twenty (20) inches; daily creel limit, one (1).

- 1 (b) Channel catfish: size limit, twelve (12) inches.
- 2 (c) A person shall not possess shad or use shad for bait.
- 3 (18) [~~(17)~~] Chimney Top Creek, Wolfe County. Brown trout: size limit, sixteen (16) inches;
- 4 daily creel limit, one (1); artificial bait only.
- 5 (19) [~~(18)~~] Corinth Lake, Grant County.
- 6 (a) A person shall not possess shad or use shad for bait.
- 7 (b) Channel catfish: size limit, twelve (12) inches.
- 8 (20) [~~(19)~~] Cumberland Lake shall extend up:
- 9 (a) The Cumberland River to Cumberland Falls;
- 10 (b) The Big South Fork to Devils Jump;
- 11 (c) The Rockcastle River to The Narrows; and
- 12 (d) The Laurel River to Laurel River Dam:
- 13 1. Largemouth: size limit, fifteen (15) inches.
- 14 2. Smallmouth bass: size limit, eighteen (18) inches.
- 15 3. Striped bass: size limit, twenty-four (24) inches; daily creel limit, two (2).
- 16 4. Crappie: size limit, ten (10) inches.
- 17 (21) [~~(20)~~] Cumberland River downstream from Barkley Lake Dam. Sauger: size limit, fourteen
- 18 (14) inches.
- 19 (22) [~~(21)~~] Cumberland River from Wolf Creek Dam downstream to the Kentucky-Tennessee
- 20 state line and tributaries.
- 21 (a) Brown trout: size limit, twenty (20) inches; daily creel limit (no cull), one (1).
- 22 (b) Brook trout: size limit, fifteen (15) inches; daily creel limit one (1), with no culling.
- 23 (c) Rainbow trout: slot limit - a person shall release fish between fifteen (15) and twenty (20)

1 inches. Daily creel limit with no cull, five (5), which shall not include more than one (1) fish  
2 greater than twenty (20) inches.

3 (d) [~~(e)~~] A trout permit shall be required to fish the Cumberland River below Wolf Creek Dam to  
4 the Tennessee state line including the Hatchery Creek and all other tributaries upstream to the  
5 first riffle.

6 (e) [~~(d)~~] Chumming shall not be permitted in the Cumberland River below Wolf Creek Dam to  
7 the Tennessee state line including the Hatchery Creek and all other tributaries upstream to the  
8 first riffle.

9 (23) [~~(22)~~] Dale Hollow Lake.

10 (a) Smallmouth bass: slot limit - a person shall release fish between sixteen (16) and twenty-one  
11 (21) inches. The daily creel limits shall not include more than one (1) fish less than sixteen (16)  
12 inches long and one (1) fish greater than twenty-one (21) inches long.

13 (b) Walleye and its hybrids: daily creel limit, five (5); size limit, sixteen (16) inches.

14 (c) Sauger: daily creel limit, ten (10); size limit, fourteen (14) inches.

15 (d) Rainbow trout and lake trout:

16 1. Daily creel limit, April 1 - October 31: seven (7), no more than two (2) of which may be lake  
17 trout.

18 2. Daily creel limit, November 1 - March 31: two (2); size limit, twenty-two (22) inches.

19 (e) Largemouth bass: size limit, fifteen (15) inches.

20 (f) Black bass: aggregate daily creel limit, five (5), no more than two (2) of which shall be  
21 smallmouth bass.

22 (g) Crappie: size limit, ten (10) inches; daily creel limit, fifteen (15).

23 (24) [~~(23)~~] Dewey Lake. Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

1    (25) [~~(24)~~] Dix River for two (2) miles downstream from Herrington Lake Dam. A person shall  
2    not fish except with artificial bait.

3    (26) [~~(25)~~] Doe Run Lake, Kenton County.

4    (a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

5    (b) Channel catfish: daily creel limit, four (4).

6    (c) A person shall not possess shad or use shad for bait.

7    (27) [~~(26)~~] Dog Fork, Wolfe County. A person shall:

8    (a) Not fish except with an artificial bait with a single hook; and

9    (b) Release brook trout.

10   (28) [~~(27)~~] Elkhorn Creek downstream from the confluence of the North and South forks to the  
11   first shoal located 3,400 feet above its confluence with the Kentucky River, as posted with signs.

12   Largemouth bass and smallmouth bass: slot limit - a person shall release fish between twelve  
13   (12) and sixteen (16) inches. The daily creel limit shall not include more than two (2) fish greater  
14   than sixteen (16) inches.

15   (29) [~~(28)~~] Elmer Davis Lake, Owen County.

16   (a) Largemouth bass: slot limit - a person shall release fish between twelve (12) and fifteen (15)  
17   inches.

18   (b) Channel catfish: size limit, twelve (12) inches.

19   (c) A person shall not possess shad or use shad for bait.

20   (30) [~~(29)~~] Fishtrap Lake.

21   (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

22   (b) Crappie: size limit, nine (9) inches.

23   (31) [~~(30)~~] Golden Pond at the Visitors' Center at Land Between the Lakes. Channel catfish:

1 daily limit, five (5); size limit, fifteen (15) inches.

2 (32) [~~(34)~~] General Butler State Park Lake, Carroll County.

3 (a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

4 (b) Channel catfish: daily creel limit, four (4).

5 (c) A person shall not possess shad or use shad for bait.

6 (33) [~~(32)~~] Grayson Lake. Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

7 (34) [~~(33)~~] Greenbo Lake, Greenup County.

8 (a) A person shall not possess shad or use shad for bait.

9 (b) Bluegill and sunfish: daily and possession limit, fifteen (15) fish.

10 (35) [~~(34)~~] Green River Lake.

11 (a) Crappie: size limit, nine (9) inches.

12 (b) Muskellunge: size limit, thirty-six (36) inches.

13 (36) [~~(35)~~] Guist Creek Lake, Shelby County. Channel catfish: size limit twelve (12) inches.

14 (37) [~~(36)~~] Jerrico Lake, Henry County.

15 (a) Largemouth bass: size limit, fifteen (15) inches.

16 (b) A person shall not possess shad or use shad for bait.

17 (38) [~~(37)~~] Kentucky Lake and the canal connecting Kentucky and Barkley lakes.

18 (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

19 (b) Crappie: size limit, ten (10) inches; daily limit, twenty (20).

20 (c) Sauger: size limit, fourteen (14) inches.

21 (39) [~~(38)~~] Kincaid Lake, Pendleton County. Channel catfish: size limit, twelve (12) inches.

22 (40) [~~(39)~~] Lake Blythe, Christian County. Largemouth bass: slot limit - a person shall release

23 fish between twelve (12) and fifteen (15) inches.

- 1    (41) [~~(40)~~] Lake Malone, Muhlenburg and Logan County.
- 2    (a) Largemouth bass: slot limit - a person shall release fish between twelve (12) and fifteen (15)
- 3    inches.
- 4    (b) Channel catfish: size limit, twelve (12) inches.
- 5    (42) [~~(41)~~] Lake Mingo, Jessamine County.
- 6    (a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).
- 7    (b) Channel catfish: daily creel limit, four (4).
- 8    (c) A person shall not possess shad or use shad for bait.
- 9    (43) [~~(42)~~] Lake Pollywog, Grant County.
- 10   (a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).
- 11   (b) Channel catfish: daily creel limit, four (4).
- 12   (c) A person shall not possess shad or use shad for bait.
- 13   (44) [~~(43)~~] Lake Reba, Madison County.
- 14   (a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches; daily creel limit three
- 15   (3).
- 16   (b) A person shall not possess shad or use shad for bait.
- 17   (45) [~~(44)~~] Lake Shelby, Shelby County.
- 18   (a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).
- 19   (b) Channel catfish: daily creel limit, four (4).
- 20   (c) A person shall not possess shad or use shad for bait.
- 21   (46) [~~(45)~~] Laurel River Lake.
- 22   (a) Largemouth bass: size limit, fifteen (15) inches.
- 23   (b) Smallmouth bass: size limit, eighteen (18) inches; daily creel limit, two (2).

(c) Crappie: size limit, nine (9) inches; daily creel limit, fifteen (15).

(47) [~~(46)~~] Lebanon City Lake (Fagan Branch), Marion County. Largemouth bass and smallmouth bass: slot limit - a person shall release fish between twelve (12) and fifteen (15) inches.

(48) [~~(47)~~] Leary Lake, Grant County.

(a) A person shall not fish except during daylight hours.

(b) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

(c) Channel catfish: daily limit, four (4).

(49) [~~(48)~~] Lincoln Homestead Lake, Washington County.

(a) A person shall not fish except during daylight hours.

(b) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

(c) Channel catfish: daily creel limit, four (4).

(d) A person shall not possess shad or use shad for bait.

(50) [~~(49)~~] Marion County Lake.

(a) Largemouth bass: size limit, fifteen (15) inches.

(b) A person shall not possess shad or use shad for bait.

(51) [~~(50)~~] McNeely Lake, Jefferson County. A person shall not possess shad or use shad for bait.

(52) [~~(51)~~] Mill Creek Lake, Powell County.

(a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

(b) A person shall not possess shad or use shad for bait.

(53) [~~(52)~~] New Haven Optimist Lake, Nelson County.

(a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

(b) Channel catfish: daily creel limit, four (4).

(c) A person shall not possess shad or use shad for bait.

(54) [(53)] Nolin River Lake shall extend up Bacon Creek to Highway 178 and to Wheelers Mill Road Bridge on the Nolin River.

(a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches except that the daily creel limit may contain one (1) bass under fifteen (15) inches.

(b) Crappie: size limit, nine (9) inches.

(55) [(54)] Ohio River.

(a) Walleye, sauger, and their hybrids: no size limit; daily creel limit, ten (10), singly or in combination.

(b) White bass, yellow bass, striped bass and their hybrids: daily creel limit, thirty (30), no more than four (4) in the daily creel limit shall be fifteen (15) inches or greater.

(56) [(55)] Paint Creek between upper Highway 460 Bridge and Highway 40 Bridge, Johnson County. Trout: size limit, sixteen (16) inches; daily creel limit, one (1); artificial bait only.

(57) [(56)] Paintsville Lake.

(a) Largemouth bass: slot limit - a person shall release fish between twelve (12) and fifteen (15) inches.

(b) Smallmouth bass: size limit, eighteen (18) inches.

(58) [(57)] Parched Corn Creek, Wolfe County. A person shall:

(a) Not fish except with an artificial bait with a single hook; and

(b) Release brook trout.

(59) [(58)] Pennyrile Lake, Christian County. Largemouth bass: slot limit - a person shall release fish between twelve (12) and fifteen (15) inches.



1    (60) [~~(59)~~] Pikeville City Lake, Pike County. Catch and release largemouth bass fishing (no  
2    harvest).

3    (61) [~~(60)~~] Poor Fork and its tributaries in Letcher County downstream to the first crossing of  
4    Highway 932. A person shall:

5    (a) Not fish except with an artificial bait with a single hook; and  
6    (b) Release brook trout.

7    (62) [~~(61)~~] Rough River Lake.

8    (a) Crappie: size limit, nine (9) inches.  
9    (b) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches, except that the daily  
10    creel limit may contain one (1) bass under fifteen (15) inches.

11    (63) [~~(62)~~] Shanty Hollow Lake, Warren County.

12    (a) Largemouth bass: size limit, fifteen (15) inches.  
13    (b) Channel catfish: size limit, twelve (12) inches.  
14    (c) A person shall not possess shad or use shad for bait.

15    (64) [~~(63)~~] Shillalah Creek, Bell County, outside the Cumberland Gap National Park. A person  
16    shall:

17    (a) Not fish except with an artificial bait with a single hook; and  
18    (b) Release brook trout.

19    (65) [~~(64)~~] Sportsman's Lakes, Franklin County.

20    (a) A person shall not possess shad or use shad for bait.  
21    (b) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches; daily limit, three (3).  
22    (c) Channel catfish: daily creel limit, four (4).

23    (66) [~~(65)~~] Spurlington Lake, Taylor County. A person shall not possess shad or use shad for

bait.

(67) ~~[(66)]~~ Sympson Lake, Nelson County. Largemouth bass: size limit, fifteen (15) inches.

(68) ~~[(67)]~~ Taylorsville Lake, including the impounded waters of the lake to Dry Dock Road Bridge on the Salt River.

(a) Largemouth bass and smallmouth bass: size limit, fifteen (15) inches.

(b) Blue and channel catfish:

1. Aggregate daily creel limit of fifteen (15); and

2. Only one (1) fish of either species in the aggregate daily creel limit shall be longer than twenty-five (25) inches.

(c) Crappie: size limit, nine (9) inches; daily creel limit, fifteen (15).

(69) ~~[(68)]~~ Taylorsville Lake WMA ponds, Spencer County (as designated).

(a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, three (3).

(b) Channel catfish: daily creel limit, four (4).

(70) ~~[(69)]~~ Tennessee River downstream from Kentucky Lake Dam. Sauger: size limit, fourteen (14) inches.

(71) ~~[(70)]~~ Wood Creek Lake. Largemouth and smallmouth bass: size limit, fifteen (15) inches.

(72) ~~[(71)]~~ Yatesville Lake: Largemouth bass and smallmouth bass; size limit, fifteen (15) inches.

Section 5. Seasonal Catch and Release for Trout. (1) There shall be a ~~[seasonal]~~ catch and release ~~[for]~~ trout season from October 1 - March 31 for the bodies of water listed in subsection 3 of this section.

(2) A person shall:

(a) Only use artificial bait; and

1 (b) Release all caught trout. [~~shall use artificial bait and release trout.~~]

2 (3) The following streams shall be open for the [~~to the seasonal~~] catch and release [~~for~~] trout  
3 season:

4 (a) Bark Camp Creek in Whitley County;

5 (b) Beaver Creek from Highway 90 Bridge upstream to Highway 200 Bridge in Wayne County;

6 (c) Big Bone Creek within Big Bone Lick State Park in Boone County;

7 (d) Cane Creek in Laurel County;

8 (e) Casey Creek in Trigg County;

9 (f) Clear Creek from mouth upstream to 190 Bridge in Bell County;

10 (g) East Fork of Indian Creek in Meniffee County;

11 (h) Elk Spring Creek in Wayne County;

12 (i) Left Fork of Beaver Creek in Floyd County from Highway 122 Bridge upstream to the  
13 headwater;

14 (j) Middle Fork of Red River in Natural Bridge State Park in Powell County;

15 (k) Otter Creek in Meade County on the Fort Knox Reservation and Otter Creek Park; and

16 (l) Rock Creek from the Bell Farm Bridge to the Tennessee state line in McCreary County.

17 (4) The seasonal catch and release for trout season for Swift Camp Creek in Wolf County shall  
18 be October 1 through May 31.

19 Section 6. Special Limits for Fishing Events. (1) The commissioner may establish special limits  
20 for fishing events including:

21 (a) Size limits for selected species;

22 (b) Daily creel limits for selected species;

23 (c) Eligible participants; and

(d) Dates and times of special limits.

(2) Event sponsors shall post signs informing anglers of the special limits a minimum of twenty-four (24) hours before the event.

Section 7. Creel and size limits for special lakes and ponds. (1) The following requirements shall apply to all bodies of water listed in subsection 2 of this section:

(a) Largemouth bass: size limit, fifteen (15) inches; daily creel limit, one (1);

(b) Channel catfish; daily creel limit, four (4);

(c) Sunfish or bream: daily creel limit, fifteen (15); and

(d) Rainbow trout: daily creel limit, five (5).

(2) Special lakes and ponds:

(a) Anderson County Community Park Lake, Anderson County;

(b) Bloomfield Park Lake, Nelson County;

(c) Bob Noble Park Lake, Nelson County;

(d) Brickyard Pond, Knox County;

(e) Cherokee Park Lake, Jefferson County;

(f) Easy Walker Park Pond, Montgomery County;

(g) Fisherman's Park Lakes, Jefferson County;

(h) Jack C Fisher Park Lake, Daviess County;

(i) Kingdom Come State Park Lake, Harlan County;

(j) Lake Mingo, Jessamine County;

(k) Lake Pollywog, Grant County;

(l) Lower Sportsman's Lake, Franklin County;

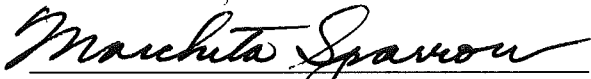
(m) Lusby Lake, Scott County;

- 1    (n) Martin County Lake, Martin County;
- 2    (o) Middleton Mills Long Pond, Kenton County;
- 3    (p) Middleton Mills Shelterhouse Pond, Kenton County;
- 4    (q) Mike Miller Park Lake, Marshall County;
- 5    (r) Miles Park Lake #4, Jefferson County;
- 6    (s) Panther Creek Park Lake, Daviess County;
- 7    (t) Prisoners Lake, Kenton County;
- 8    (u) Scott County Park Lake, Scott County;
- 9    (v) Southgate Lake, Campbell County;
- 10   (w) Stein Community Park Lake, Campbell County;
- 11   (x) Three Springs Lake, Warren County;
- 12   (y) Tom Wallace Park Lake, Jefferson County;
- 13   (z) Upper Sportsman's Lake, Franklin County;
- 14   (aa) Watterson Park Lake, Jefferson County;
- 15   (bb) Waverly Park Lake, Jefferson County; and
- 16   (cc) Yellow Creek Park Lake, Daviess County.

Approved by the Fish and Wildlife Commission March 5, 2010.



Benjy Kinman, Deputy Commissioner, for  
Dr. Jonathan Gassett, Commissioner  
Department of Fish and Wildlife Resources



Marcheta Sparrow, Secretary  
Tourism, Arts and Heritage Cabinet

06/14/10

Date

**PUBLIC HEARING AND PUBLIC COMMENT PERIOD:** A public hearing on this administrative regulation shall be held on July 21, 2010, at 9 a.m. at the Department of Fish and Wildlife Resources in the Commission Room of the Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky. Individuals interested in attending this hearing shall notify this agency in writing by five business days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled.

This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made available unless a written request for a transcript is made.

If you do not wish to attend the public hearing, you may submit written comments on the proposed administrative regulation by August 2, 2010.

Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to:

Rose Mack  
Kentucky Department of Fish and Wildlife Resources  
1 Sportsman's Lane  
Frankfort, Kentucky 40601  
(502) 564-7109, Ext. 4507 FAX (502) 564-9136

## **REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT**

301 KAR 1:201. Recreational fishing limits.

Contact Person: Rose Mack

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation establishes size limits, daily creel limits, and possession limits for sport fish that may be taken from Kentucky waters.

(b) The necessity of this administrative regulation: This administrative regulation is necessary to effectively manage the sport fish populations of Kentucky.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 150.025 authorizes the Department to promulgate administrative regulations to regulate bag, creel, and possession limits of game and fish.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation will carry out the purposes of KRS 150.025 by limiting the number and size of fish that may be taken from Kentucky's waters. This will ensure that Kentucky's valuable sport fish populations are maintained at high levels.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: This amendment restricts harvest of flathead catfish in AJ Jolly Lake, establishes an aggregate catfish harvest limit in Taylorsville Lake of 15 fish, only one of which may be longer than 25 inches, limits the daily harvest of brook trout in the Lake Cumberland tailwater to one fish longer than 15 inches, moves the boundary of Elkhorn Creek from the confluence of the creek and Kentucky River to the first shoal 3,400 feet upstream of the confluence, and identifies Fish-In-The-Neighborhood (FINS) lakes to establish daily harvest limits for catfish, trout, sunfish and largemouth bass.

(b) The necessity of the amendment to this administrative regulation: This amendment restricts the harvest of flathead catfish in AJ Jolly Lake in order to maintain enough of the stocked catfish to determine if they will forage on sunfish in numbers sufficient to reduce sunfish stunting. This is a research project that will be ongoing for at least five years. In Taylorsville Lake, the amendment will reduce daily catfish harvest and reverse the current trend of overharvest. Based on the average size harvested, anglers can still take at least 29 pounds of catfish daily. The restriction of harvesting only one catfish over 25 inches will allow some catfish to reach trophy size, which is the reason why blue catfish were originally stocked in Taylorsville Lake. Moving Elkhorn Creek's boundary upstream 3,400 feet will allow anglers accessing the Kentucky River to use a boat ramp located immediately above the confluence of Elkhorn Creek and the Kentucky River while remaining in compliance with statewide bass harvest regulations. Elkhorn Creek bass regulations are more restrictive and are intended to protect a high quality smallmouth bass fishery in that stream. Brook trout will be stocked into the Lake Cumberland tailwater in 2011 in order to provide anglers with another quality fish species. Unlike rainbow trout stocked in the tailwater, the brook trout will be managed as a trophy species, and a daily harvest restriction of one fish over 15 inches will ensure that overharvest will not occur and also allow trophy or record-sized fish to be kept. Our urban fishing program consists of 29 ponds that are collectively called Fishing-In-The-Neighborhood (FINS) ponds. The ponds are heavily stocked, but fishing



pressure is extremely high. In order to promote more consistent fishing success from stocking date to stocking date, we will implement the program-wide daily creel limits that allow harvest of four catfish, five trout, 15 sunfish, and one bass over 15 inches. The length limit on bass is to promote higher survival to reduce stunting of the sunfish.

(c) How the amendment conforms to the content of the authorizing statutes: See (1)(c) above.

(d) How the amendment will assist in the effective administration of the statutes: See (1)(d) above.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: All individuals who fish for flathead catfish in AJ Jolly Lake, catfish in Taylorsville Lake, brown trout in the Cumberland tailwater, and all species stocked in special lakes and ponds will be affected by this administrative regulation.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: Anglers fishing in AJ Jolly Lake are prohibited from harvesting flathead catfish where there was previously no harvest restriction on flathead catfish. Anglers catching catfish in Taylorsville Lake will be limited to 15 catfish with only one being over 25 inches. Previously, there were no harvest restrictions on catfish in Taylorsville Lake. Prior to 2011, there were no brook trout in the Lake Cumberland tailwater, so anglers will need to distinguish the brook trout from brown and rainbow trout in order to comply with the regulation. Moving the Elkhorn Creek boundary upstream from the confluence will only affect those anglers floating downstream in Elkhorn Creek to the boat ramp immediately above the confluence with Kentucky River. In special lakes and ponds, anglers will only be allowed daily harvests of four catfish, five trout, 15 sunfish, and one bass over 15 inches. Previously, statewide regulations were in effect, and there was no limit on catfish or bluegill harvest, and there was a daily harvest of eight trout and six largemouth bass over 12 inches.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): There will be no cost incurred by of the anglers identified.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Anglers should benefit in the long run with a higher quality fishing experience at the locations listed in 4(a).

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: There will be no initial cost to implement this administrative regulation.

(b) On a continuing basis: There will be no additional cost on a continuing basis.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The source of funding is the State Game and Fish Fund.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: It will

not be necessary to increase any other fees or to increase funding to implement this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: No new fees will be established.

(9) TIERING: Is tiering applied? (Explain why or why not) Tiering was not applied because all individuals fishing in Kentucky were treated equally with these amendments.

## FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation No. 301 KAR 1:201

Contact Person: Rose Mack

1. Does this administrative regulation relate to any program, service, or requirements of a state or local government (including cities, counties, fire departments, or school districts)?

Yes X No \_\_\_\_\_

If yes, complete questions 2-4.

2. What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Department of Fish and Wildlife Resources Divisions of Fisheries and Law Enforcement will be impacted by this administrative regulation.

3. Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 150.025 authorizes the Department to promulgate administrative regulations necessary to establish fishing guidelines to protect fish from being overharvested. KRS 150.470 authorizes the department to promulgate creel and size limits for fish.

4. Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? No direct revenues will be generated by this administrative regulation.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? No direct revenues will be generated in subsequent years.

(c) How much will it cost to administer this program for the first year? There will be no additional costs the first year.

(d) How much will it cost to administer this program for subsequent years? There will be no cost to administer the program in subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation: